THE HON'BLE SMT JUSTICE T.MEENA KUMARI

&

THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO.22843 of 2007

DATED:30.10.2007.

Between:

S. Sudhakar

.....PETITIONER

AND

The State of A.P rep by its Secretary to Government, Irrigation & CAD Dept, Secretariat, Hyderabad & another.

.....RESPONDENTS

THE HON'BLE SMT JUSTICE T.MEENA KUMARI
&
THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO:22843 of 2007

ORDER: (Per Smt. T.Meenakumari,J)

The petitioner has filed the present writ petition seeking to call for the records pertaining to the order dated 6.8.2007 in O.A.No. 690 of 2007 of the Tribunal and the impugned Memo No:3251/Ser.I. 2/2004-13, dated 26.6.2006 and the consequential proceedings in Rc/ENC/D1/28886/92, dated 19..7.2006 and to quash the same and direct the respondents to consider the case of the petitioner for promotion to the post of Deputy Executive Engineer basing on his original date of appointment with all consequential benefits.

The petitioner herein is the applicant.

Before going into the merits of the case, it is relevant to note that the impugned order dated 6.8.2007 is an outcome of a common order passed by the Tribunal in O.A.No:450 of 2007 and batch, dated 6.8.2007.

At this stage of the proceedings, it is submitted by the learned counsel for the applicant that the present O.A. is confined to the promotion as claimed by the applicant, but whereas the other O.As pertain to a direction to the respondents as to the preparation of seniority list in the cadre of Assistant Executive Engineers and therefore, the present O.A., which has to be adjudicated on its own merits, cannot be clubbed with other O.As.

In view of the submission of the learned counsel for the applicant and in view of the fact that the relief that is sought for in the present O.A is distinct from that of other O.As, without expressing any opinion on the

merits of the case, we feel it appropriate to remand the matter to the Tribunal for fresh disposal on its own merits.

Accordingly, the W.P. is allowed setting aside the order impugned in so far as the present O.A. is concerned and remanding the matter in the present O.A.690 of 2007 to the Tribunal for fresh disposal on its own merits in accordance with law. No costs.

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T. MEENA KUMARI,J

DATE: 30th October, 2007

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G. CHANDRAIAH,J

pnb

THE HON'BLE SMT. JUSTICE T.MEENA KUMARI
&
THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO:18530 of 2007
(Order delivered by the Honourable Smt.Justice T.Meena Kumari)

31st August, 2007.